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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Edward H. SARGENT  
SERIAL NO: 09/988,030 ATTN: APPLICATION BRANCH  
CONFIRMATION NO: 7743  
FILING DATE: November 16, 2001  
FOR: DYNAMICALLY RECONFIGURABLE OPTICAL AMPLIFICATION ELEMENT

**NOTICE OF FOREIGN FILING UNDER 35 USC 122 (b)(2)(B)(iii)**

COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

A Canadian patent application directed to the invention disclosed in the above-captioned U.S. patent application was filed February 21, 2002.

Respectfully Submitted,

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